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and Wells Fargo Bank National Association, as Trustee for Carrington Mortgage
Loan Trust, Series 2007-FRE1, Asset-Backed Pass Through Certificates

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NICOLE JOHNSON-GELLINEAU,

Plaintiff,

v.

STIENE & ASSOCIATES, P.C.;
CHRISTOPHER VIRGA, ESQ.; RONNI
GINSBERG, ESQ.; JPMORGAN CHASE
BANK, NATIONAL ASSOCIATION;
WELLS FARGO BANK NATIONAL
ASSOCIATION, AS TRUSTEE FOR
CARRINGTON MORTGAGE LOAN
TRUST, SERIES 2007-FRE1, ASSET-
BACKED PASS-THROUGH
CERTIFICATES,

Defendants.

Document filed electronically

Civil Action No. 7:16-cv-09945-KMK

**NOTICE OF MOTION TO DISMISS THE
FIRST AMENDED COMPLAINT
PURSUANT TO
FED. R. CIV. P. 12(b)(6)**

TO: Nicole Johnson-Gellineau, *pro se*
149 Wilkes Street
Beacon, NY 12508
Pro Se Plaintiff

Matthew J. Bizzaro, Esq.
L'Abbate, Balkan, Colavita & Contini, L.L.P.
1001 Franklin Avenue
Garden City, New York 11530
*Counsel for Defendants, Stiene & Associates,
P.C., Christopher Virga, Esq., and Ronni
Ginsberg, Esq.*

PLEASE TAKE NOTICE that Defendants, JPMorgan Chase Bank, National Association
and Wells Fargo Bank National Association, as Trustee for Carrington Mortgage Loan Trust,

Series 2007-FRE1, Asset-Backed Pass Through Certificates (collectively, the “Bank Defendants”), by and through their attorneys, shall move before the Hon. Kenneth M. Karas, U.S.D.J. in accordance with the August 23, 2018 Motion Scheduling Order, for an Order granting the Bank Defendants’ Motion to Dismiss with Prejudice the First Amended Complaint filed by Plaintiff, Nicole Johnson-Gellineau, pursuant to Fed. R. Civ. P. 12(b)(6).

PLEASE TAKE FURTHER NOTICE that in support of this Motion, the Bank Defendants will rely upon the accompanying Memorandum of Law and Declaration of Brian P. Scibetta, Esq.

PLEASE TAKE FURTHER NOTICE that oral argument on the Motion shall be on a date and at a time designated by the Court.

Respectfully submitted,

MCCALLA RAYMER LEIBERT PIERCE, LLC

By: /s/ Brian P. Scibetta
Brian P. Scibetta

Dated: September 28, 2018